

UNITED STATES BANKRUPTCY COURT, NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

RE: MIRACLE ROACH

) Case No. 17 B 23868  
)  
debtor ) Chapter 13  
)  
) Judge: JACQUELINE P COX

**NOTICE OF MOTION**

MIRACLE ROACH

CUTLER & ASSOC

via Clerk's ECF noticing procedures

2731 W CONGRESS PKWY #3  
CHICAGO, IL 60612

Please take notice that on October 07, 2019 at 9:00 am my designee or I will appear before the Honorable Judge JACQUELINE P COX at 219 South Dearborn Courtroom 680, Chicago, IL and present the motion set forth below.

I certify under penalty of perjury that this office caused a copy of this notice to be delivered to the persons named above by U.S. mail at 55 E Monroe St., Chicago, IL 60603 or by the methods indicated on August 27, 2019.

/s/ Tom Vaughn

**TRUSTEE'S MOTION TO DISMISS FOR FAILURE TO TURNOVER  
TAX RETURN AND REFUND TO TRUSTEE**

Now comes Tom Vaughn, Trustee in the above entitled case and moves the Court to dismiss this case in support thereof states:

1. On August 10, 2017 the Debtor filed a petition and/or plan under Chapter 13 of Title 11 U.S.C.
2. The debtor's plan confirmed on October 02, 2017, provided for tax refunds over \$1200.00 to be turned over to the trustee each year.
3. The trustee has not received the tax return or transcript, and/or tax refund for 2018.

WHEREFORE, the Trustee prays that this case be dismissed for material default by the debtor with respect to a term of a confirmed plan, pursuant to § 1307 (c) (6).

Respectfully submitted,

/s/ Tom Vaughn

TOM VAUGHN  
CHAPTER 13 TRUSTEE  
55 E. Monroe Street, Suite 3850  
Chicago, IL 60603  
(312) 294-5900